SUMMARY REPORT DIGEST-COMPLAINT REGISTER INVESTIGATION NO.: CHICAGO POLICE DEPARTMENT

CL #1003957

DATE OF REPORT (DAY-MO.-YEAR)

27 March 2007

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED or in SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

_		SUBMIT ORIGINAL AND 4	COPIES IF NOT	ASSIGNED TO S	SAME UNIT	AS ACCUS	SED.		
		ERINTENDENT OF POL ENTION ☐ ADMINIS ☑ ASSISTA	ICE STRATOR IN CH ANT DEPUTY SI	ARGE, OFFIC	E OF PR	OFESSIOI ERNAL AI	NAL STANI FFAIRS DIV	DARDS /ISION	
FF	ROM-INVESTIGATOR'S NAME		RANK	STAR NO.	SOCIALS	SEC. NO.	EMPLOY	EE NO.	UNIT ASSIGN
	PART	YKA, Tyler	SGT	2638) 			121-S
AL	DDRESS OF INCIDENT		-	DATE OF INC	IDENT -TI	ИE	BEAT OF	INC I DENT	LOCATION CODE
	56. S. Sangamon			8/9 MAR 07- 2100-0500		,	712	19	
-	NAME	ME		STAR NO.	AR NO. SOCIAL SEC. NO.		EMPLOY	EE NO.	UNIT ASSIGN
	1; SCI	SCHMITZ, Leo P.		605					012
ACCUSED	2. MARKHAM, Donald R.		SGT	1100	1222				018
	SEX/RACE D.O.B.			DUTY STATUS (TIME OF INCIDENT)		⊠ swo	ORN (PHYS. COND. CODE† 01	
	1. M/2	. 59 11 A	NUG 86	■ ON DUTY ☐ OFF DUTY		CIVILIAN		CODE† 01	
	2. M/2 IF APPLICABLE - DATE ARRESTI		AY 94	⊠ ON DUT	ON DUTY OFF DUTY		SWORN CIVILIAN DISPOSITION & DATE		01
	2.								
COMPLAINANTS	NAME	ADDRESS**		CITY STAT	TE TEL	TELEPHONE SEX		D.O.B./AGE	PHYS.
AINA							M/1	71/35	
MPL		l)							*
8	NAME								- (7
S	INAME	ADDRESS**		CITY STAT	re Teli	EPHONE	SEX/RACE	D.O.B./AGE	PHYS. COND. CODE†
VICTIMS									
_									
SES	NAME	ADDRESS**		CITY STATE		EPHONE	SEX/RACE	D.O.B./AGE	COND.
ES									CODE†
WITNESSES									
	SEE ATTACHED SHEET FOR	R ADDITIONAL ACCUSED.	COMPLAINANTS.	VICTIMS, WITN	IESSES.				
ALLEGATIONS	Allegation #1: It is alleged that on 8/9 March 2007 between 2100-0500 the accused members destroyed furniture, clothing and dishes during the execution of a search warrant. Allegation #2: It is alleged that on 8/9 March 2007 between 2100-0500 the accused members were rude and unprofessional and threatened the complainant by stating they would "would kick his fucking teeth in" when he asked them for their star numbers. Allegation #3: It is alleged that \$800.00 was missing from the complainant after the warrant was served and no money was inventoried								
01 02 03 04 05 06 07 08	D. LOCATION CODES* Food Sales/Restaurant Tavern/Liquor Store Other Business Establishme Police Building Lockup Facility Police Maintenance Facility CPD Automotive Pound Fa Other Police Property Police Communications Sys	nt 12 Park	lic Transportation V c District Property ort lic Property Other of Private Premise ressway/Interstate S ic Way - Other erway, Incl. Park Distance	03 Injured, Not Hospitalized 04 Injured, Not Hospitalized - Under Influence 05 Injured, Hospitalized					

** IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS. IN ADDRESS BOX, PAX/BELL IN TELEPHONE BOX.

	Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s). In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Compliment ary History will be included as attachments.								
	ally filstory will be illolided as all	laciments.							
SUMMARY	SEE ATTACHED		4						
SUN		10							
ırs	INVESTIGATIVE REPORTS-	INVESTIGATIVE REPORTS-	PHYSICAL EVIDENCE	TOTAL NUMBER OF ATTACHMENTS					
ATTACHMENTS	SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS:	SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:	LIST ATTACHMENT NUMBERS:	SUBMITTED WITH THIS FILE:					
IA.	Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation. Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for days (not to exceed 5 days).								
FINDINGSRECOMMENOATIONS	SEE ATTACHED		PEWENED WY 0'9 200	BA					

DATE INITIATED
(DATE COMPLETED
(DATE COMPLAINT WAS
RECEIVED FOR INVESTIGATION) 12 MAR 07

Investigator will initiate the Command Channel Review
form by completing the Investigator's Section.

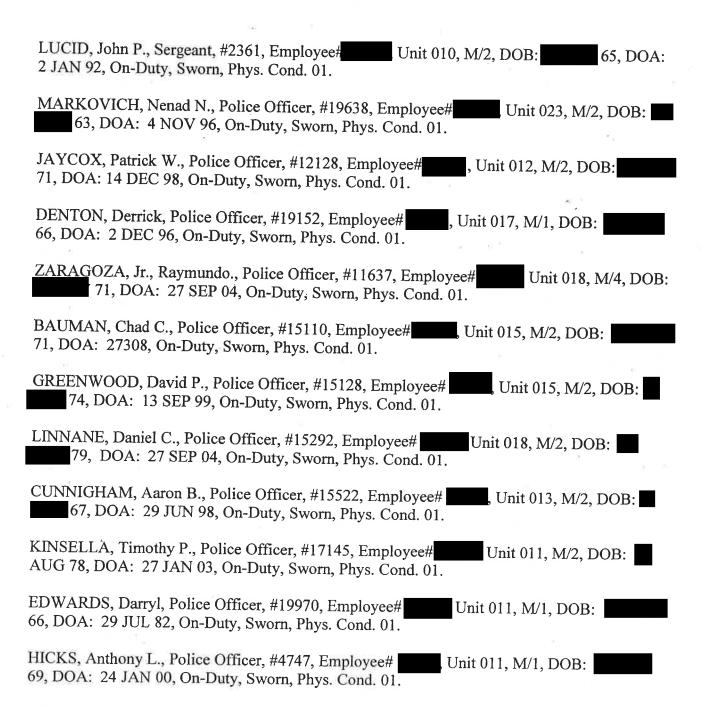
DATE COMPLETED
(DATE COMPLETED
(DATE COMPLETED
(DATE OF THIS
REPORT)

26 MAR 07

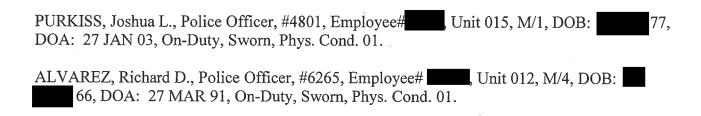
ELAPSED TIME
(TOTAL TIME,
EXPRESSED IN DAYS)

14 Days

ADDITIONAL ACCUSED:



ADDITIONAL ACCUSED:



INVESTIGATION:

The Reporting Sergeant received this Complaint Against Department Member on 12 March 2007. It is alleged by the complainant, that 9 to 12 unknown male officers, three black and the rest white, executed a search warrant at his address for someone that does not live there, entered with their weapons drawn and damaged his furniture, clothing and dishes. The complainant also alleged that the officers were rude and unprofessional by joking about an ill uncle by stating "look at the grown man in shitty diapers," and threatening the complainant after he asked for their star numbers to "shut up or we'll kick your fucking teeth in." The complainant further alleges that he discovered eight hundred dollars missing and when he called for a supervisor, no one responded. (Attachment #1)

On 12 March 2007, the Reporting Sergeant called to voicemail message with to contact the Reporting Sergeant. Also, a certified letter was mailed on 12 March 2007 to remind to contact the Reporting Sergeant. (Attachments #3, 4) received notice of this letter on 15 March 2007 according to United States Postal records. (Attachment #4)

The Reporting Sergeant reviewed the warrant and observed 16 names on the warrant including two Supervisors and Lieutenant. (Attachment #2) A handgun, ammunition and paperwork identifying the subject of the warrant was recovered and inventoried. The Reporting Sergeant cannot verify complaint without interviewing him nor can any witnesses to these allegations be identified. Without speaking to the complainant the Reporting Sergeant cannot properly identify the officers involved in the complaint. As of 26 March 2007 the Reporting Sergeant has not heard from the complainant. The Reporting Sergeant is unable to

Furthermore, because of this lack of cooperation, the Reporting Sergeant was also unable to obtain a Sworn Affidavit for Complaint Register. (Attachment #5) Based upon these facts and the evidence developed through this investigation, the Reporting Sergeant recommends that this Complaint Log Investigation not be converted to a Complaint Register.

FINDINGS:

Accused #1: Lieutenant Leo P. SCHMITZ #605

Allegation #1: UNFOUNDED

#2: UNFOUNDED UNFOUNDED

Accused #2: Sergeant Donald R. MARKHAM #1100

Allegation #1: UNFOUNDED #2: UNFOUNDED

#3: UNFOUNDED

Accused #3: Sergeant John P. LUCID #2361

Allegation #1: UNFOUNDED #2: UNFOUNDED UNFOUNDED

Accused #4: Police Officer Nenad N. MARKOVICH #19638

Allegation #1: UNFOUNDED

#2: UNFOUNDED #3: UNFOUNDED

Accused #5: Police Officer Patrick W. JAYCOX #12128

Allegation #1: UNFOUNDED #2: UNFOUNDED

#3: UNFOUNDED

Accused #6: Police Officer Derrick DENTON #19152

Allegation #1: UNFOUNDED #2: UNFOUNDED

#3: UNFOUNDED UNFOUNDED

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FINDINGS CONTINUED:

Accused #7: Police Officer Raymundo ZARAGOZA Jr. #11637

Allegation #1: UNFOUNDED

#2: UNFOUNDED #3: UNFOUNDED

Accused #8: Police Officer Chad C. BAUMAN #15110

Allegation #1: UNFOUNDED

#2: UNFOUNDED #3: UNFOUNDED

Accused #9: Police Officer David P.GREENWOOD #15128

Allegation #1: UNFOUNDED

#2: UNFOUNDED UNFOUNDED

Accused #10: Police Officer Daniel C. LINNANE #15292

Allegation #1: UNFOUNDED #2: UNFOUNDED

#3: UNFOUNDED

Accused #11: Police Officer Aaron B. CUNNINGHAM #15522

Allegation #1: UNFOUNDED

#2: UNFOUNDED UNFOUNDED

Accused #12: Police Officer Timothy P. KINSELLA #17145

Allegation #1: UNFOUNDED #2: UNFOUNDED

#3: UNFOUNDED

Accused #13: Police Officer Darryl EDWARDS #19970

Allegation #1: UNFOUNDED #2: UNFOUNDED

#3: UNFOUNDED

SUMMARY REPORT DIGEST

FINDINGS CONTINUED:

Accused #14: Police Officer Anthony L. HICKS #4747

Allegation #1: UNFOUNDED

#2: UNFOUNDED

#3: UNFOUNDED

Accused #15: Police Officer Joshua L. PURKISS #4801

Allegation #1: UNFOUNDED

#2: UNFOUNDED #3: UNFOUNDED

Accused #16: Police Officer Richard D. ALVAREZ #6265

Allegation #1: UNFOUNDED

#2: UNFOUNDED #3: UNFOUNDED

RECOMMENDATION:

Case to be filed.

- 1. Face Sheet

- 1A. Complaint Register Investigation Conflict Certification
 2. Search Warrant
 3. Report of Sergeant Tyler PARTYKA #2638, RE: Complainant Contact
 4. USPS Tracking Report
 5. Non-Signed Sworn Affidavit for Complaint Register